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IFW 1651

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**TRANSMITTAL  
FORM**

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Total Number of Pages in This Submission

|                        |                        |
|------------------------|------------------------|
| Application Number     | 10/525,259             |
| Filing Date            | 02-22-2005             |
| First Named Inventor   | Margaret Sin Ka Wan    |
| Art Unit               | 1651                   |
| Examiner Name          | Fernandez, Susan Emily |
| Attorney Docket Number | 13404US                |

**ENCLOSURES (Check all that apply)**

- |  |   |   |
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| <input type="checkbox"/> Fee Transmittal Form<br><input type="checkbox"/> Fee Attached<br><input type="checkbox"/> Amendment/Reply<br><input type="checkbox"/> After Final<br><input type="checkbox"/> Affidavits/declaration(s)<br><input type="checkbox"/> Extension of Time Request<br><input type="checkbox"/> Express Abandonment Request<br><input type="checkbox"/> Information Disclosure Statement<br><br><input type="checkbox"/> Certified Copy of Priority Document(s)<br><input type="checkbox"/> Reply to Missing Parts/ Incomplete Application<br><input type="checkbox"/> Reply to Missing Parts under 37 CFR 1.52 or 1.53 | <input type="checkbox"/> Drawing(s)<br><input type="checkbox"/> Licensing-related Papers<br><br><input type="checkbox"/> Petition<br><input type="checkbox"/> Petition to Convert to a Provisional Application<br><input type="checkbox"/> Power of Attorney, Revocation<br>Change of Correspondence Address<br><br><input type="checkbox"/> Terminal Disclaimer<br><br><input type="checkbox"/> Request for Refund<br><br><input type="checkbox"/> CD, Number of CD(s) _____<br><input type="checkbox"/> Landscape Table on CD | <input type="checkbox"/> After Allowance Communication to TC<br><br><input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences<br><br><input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief)<br><br><input type="checkbox"/> Proprietary Information<br><br><input type="checkbox"/> Status Letter<br><input checked="" type="checkbox"/> Other Enclosure(s) (please identify below):<br>Restriction Response; Return Receipt Post Card |
|--|---|---|

Remarks

**SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT**

|              |                             |          |        |
|--------------|-----------------------------|----------|--------|
| Firm Name    | Battelle Memorial Institute |          |        |
| Signature    |                             |          |        |
| Printed name | C. Michael Gegenheimer      |          |        |
| Date         | 09-26-2006                  | Reg. No. | 33,387 |

**CERTIFICATE OF TRANSMISSION/MAILING**I hereby certify that this correspondence is being facsimile transmitted to the USPTO or deposited with the United States Postal Service with sufficient postage as ~~first class~~ mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on the date shown below: express mail EQ 320551164 IIS

|                       |              |      |            |
|-----------------------|--------------|------|------------|
| Signature             |              |      |            |
| Typed or printed name | Judy Readman | Date | 09-26-2006 |

This collection of information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. **SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.**

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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re  
Application of: Margaret Sin Ka Wan  
Serial No.: 10/525,259  
Filed: February 22, 2005  
Title: A Method of and Apparatus for Facilitating Processes of Mammalian Cells  
Docket: 13404US  
Examiner: Susan Emily Fernandez  
Art Unit: 1651

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Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

**Applicants' Election**

In response to the office action dated August 29, 2006, in the above identified application, please enter the following election. Consideration of the present application is respectfully requested in light of this election.

Applicants hereby elect for substantive examination the species corresponding to the first species set forth in the Office Action – “I. Drawn to a method of facilitating at least one cell process of cells” (without traverse). Claims 1-30, 35, 36, and 49-51 are readable on the elected species. Applicants retain the right to traverse any future restriction requirement including the restriction between any of the non-elected groups.

Applicants respectfully submit that the present application is now in condition for allowance. The Examiner is encouraged to contact the undersigned to resolve efficiently any formal matters or to discuss any aspects of the application or of this response. Otherwise, early notification of allowable subject matter is respectfully requested.

Respectfully submitted,

C. Michael Gegeheimer  
Registration No. 33,387

Date: September 26, 2006

Customer No.: 24116

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